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9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE SOUTHERN DISTRICT OF CALIFORNIA  
11

12 **DAVID CODELL PRIDE, JR.,**

13 Plaintiff,

14 v.

15 **M. CORREA, et al.,**

16 Defendants.  
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07-CV-1382-BEN (JMA)

**JOINT MOTION TO DISMISS  
WITH PREJUDICE**

**Fed. R. Civ. P. 41(a)(1)(A)(II)**

Date: TO BE SUBMITTED  
Time: TO BE SUBMITTED  
Courtroom: 4B  
Judge: Hon. Roger T. Benitez

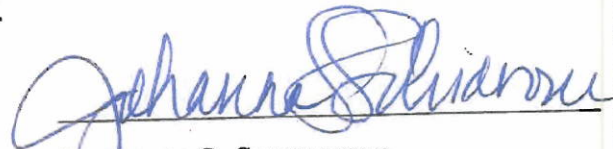
1        **DAVID CODELL PRIDE, JR.** (Plaintiff), and Defendant, **M. CORREA, et**  
 2 **al.** (Defendants), through their counsel of record, have settled this case, in  
 3 conjunction with the case *Pride v. Silva*, 12-CV-02357-CAB-RBB. The parties  
 4 voluntarily consent to the district court's retention of jurisdiction over this action to  
 5 enforce the terms of the settlement agreement pertaining to both cases and intend to  
 6 incorporate the terms of the settlement agreement in the court's dismissal order.  
 7 See Fed. R. Civ. Proc. 41(a)(1)(A)(ii); *Kokkonen v. Guardian Life Ins. Co. of Am.*,  
 8 511 U.S. 375, 381, 114 S.Ct. 1673, 128 L.Ed.2d 391 (1994).

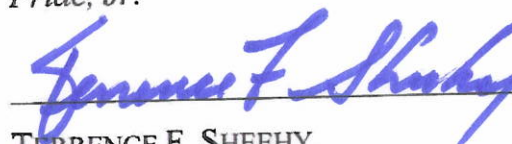
9        Accordingly, the parties move the Court under Federal Rule of Civil  
 10 Procedure 41(a)(1)(A)(ii)) and Local Rule 7.2 to dismiss this action against  
 11 Defendants Maria E. Correa and Martin Earle Levin with prejudice.

12        Each party bears its own costs and attorney's fees.

13        **THE PARTIES SO STIPULATE.**

14  
 15 Dated: June 2, 2014

  
 JOHANNA S. SCHIAVONI  
 Law Office of Johanna S. Schiavoni  
 Attorneys Plaintiff David Codell  
 Pride, Jr.

  
 TERRENCE F. SHEEHY  
 Deputy Attorney General  
 Attorneys for Defendants  
 Maria E. Correa and Martin Earle  
 Levin, M.D.

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### CERTIFICATE OF SERVICE

Case Name: **David Codell Pride, Jr. v. M.  
Correa, et al.**

No. **07-CV-1382-BEN (JMA)**

I hereby certify that on June 6, 2014, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

#### **JOINT MOTION TO DISMISS WITH PREJUDICE**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on June 6, 2014, at San Diego, California.

\_\_\_\_\_  
S. Banks  
Declarant

\_\_\_\_\_  
  
Signature